

Applicant: Smith, et al.  
Application Serial No.: 09/691,782  
Filing Date: October 19, 2000  
Docket No.: 760-3 RES  
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**REMARKS**

Claims 1-18 are rejected as being based upon a defective reissue declaration under 35 U.S.C. §251. The Examiner contends that the reissue declaration is defective inasmuch as:

The reissue declaration refers to claim 15 which was presented with the filing of this application. However, claim 15 was cancelled. The new claims 15-18 presented in the amendment filed Feb. 27, 2006 are completely different than claim 15 which as presented with the filing of this application. Therefore the basis for the reissue referred to in the reissue declaration is no longer present.

In response thereto, submitted herewith is a Supplemental Reissue Declaration executed by the inventors. The Supplemental Reissue Declaration specifically addresses the Examiner's concerns and discusses the difference between claim 15 as submitted in an Amendment mailed September 3, 2002 and claim 1 of the original patent. It is respectfully submitted that this reissue declaration overcomes the Examiner's objection.

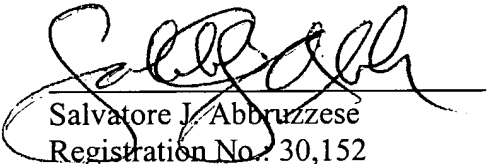
Having submitted a reissue declaration which overcomes the alleged defects, the rejection of claims 1-8 is believed to be obviated. The application therefore is believed to be in condition for allowance. Favorable action thereon is respectfully solicited.

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The Commissioner is hereby authorized to charge payment of any additional fees associated with this communication, or credit any overpayment, to Deposit Account No. 08-2461. Such authorization includes authorization to charge fees for extensions of time, if any, under 37 C.F.R § 1.17 and also should be treated as a constructive petition for an extension of time in this reply or any future reply pursuant to 37 C.F.R. § 1.136.

Should the Examiner have any questions regarding this submission, please contact undersigned counsel at the telephone number listed below.

Respectfully submitted,

  
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